

# EXECUTIVE JOURNAL.

[SEVENTEENTH SESSION.]

THURSDAY, DECEMBER 5, 1799.

The following written messages were received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate John Hall, of Pennsylvania, to be Marshal of that district, in the room of William Nicholls, resigned; and David Mead Randolph, the present Marshal of the District of Virginia, for the term of four years, to commence on the 15th instant, when his existing commission will expire.

JOHN ADAMS.

UNITED STATES, *December 4th*, 1799.

*Gentlemen of the Senate:*

I nominate Alfred Moore, of North Carolina, to be an Associate Justice of the Supreme Court of the United States, in the room of the late Justice Iredell, deceased.

JOHN ADAMS.

UNITED STATES, *December 4th*, 1799.

*Gentlemen of the Senate:*

I nominate the gentlemen in the enclosed list, to the offices placed against their names, excepting William Nicholls, who has resigned the office of Marshal of Pennsylvania.

JOHN ADAMS.

UNITED STATES, *December 5th*, 1799.

*Commissions issued in the recess of the Senate.*

Isaac Parker, Marshal for the District of Maine, 5th March, 1799.

William Nichols, Marshal for the District of Pennsylvania, 26th June, 1799.

James Winchester, Judge of the District of Maryland, 31st October, 1799.

Thomas Forster, of Pennsylvania, Inspector of the Revenue for the district of Presque Isle, and Collector for the District of Presque Isle, 26th March, 1799.

Lamberton Cooper, Inspector of the Revenue for the port of Middletown, Connecticut, and Surveyor for the same port, 22d April, 1799.

Robert Chesley, Inspector of the Revenue for the port of St. Mary's, in the District of Nanjemoy, and Surveyor for the same, 1st May, 1799.

Peter Kemp, jun., Inspector of the Revenue for the port of Urbanna, in the District of Tappahannock, and Surveyor for the same, 31st May, 1799.

James Taylor, Inspector of the Revenue for the port of Beacon Island, and Surveyor for the same, 14th June, 1799.

Eugene Brennan, Inspector of the Revenue for Survey number three, in the District of South Carolina, 27th June, 1799.

Josiah Reid, Inspector of the Revenue for the port of Thomaston, in the District of Waldoborough, and Surveyor for the same, 27th June, 1799.

Charles Simms, Collector for the District of Alexandria, 9th August, 1799.

Alexander Freeland, Collector for the District of Great Egg Harbor, and Inspector for the port of ditto, 16th August, 1799.

William Watson, Collector for the District of Little Egg Harbor, and Inspector for the port of ditto, 17th August, 1799.

James Reid, of New Hampshire, Vice-Consul for the city of Canton, in China, 29th March, 1799.

Evan Jones, of Louisiana, Consul for the port of New Orleans, 11th May, 1799.

John Morton, of New-York, Consul for the port of Havana, 29th June, 1799.

William Richardson Davie, of North Carolina, Envoy Extraordinary and Minister Plenipotentiary of the United States, to the French Republic, vice Patrick Henry, 1st June, 1799.

*Commissioners under the act, entitled “An act to provide for the valuation of lands, &c. appointed during the recess of the Senate.*

John Branch, of North Carolina, vice Jno. Faulcon, 28th May, 1799.

William Fleet, of Virginia, vice Nathaniel Burwell, 26th July, 1799.

Augustine J. Smith, of Virginia, vice William Payne, 5th August, 1799.

William Taylor, of ditto, vice Thomas Posey, 7th August, 1799.

The messages were severally read.

*Ordered,* That they lie for consideration.

#### FRIDAY, DECEMBER 6, 1799.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I lay before you, for your consideration, a treaty of amity and commerce between the United States and the king of Prussia, signed by their Ministers, on the eleventh of July last.

JOHN ADAMS.

UNITED STATES, *December 6th*, 1799.

*Ordered,* That they lie for consideration, and that the treaty be printed for the use of the Senate.

The Senate proceeded to consider the message of the President of the United States, of the 4th instant, and the nominations contained therein, of John Hall and David Mead Randolph, to office. Whereupon,

*Resolved,* That they do advise and consent to the appointments, agreeably to the nominations respectively.

*Ordered,* That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the President of the United States, of the 4th instant, and the nomination contained therein, of Alfred Moore, to office.

On motion,

*Ordered,* That the further consideration thereof be postponed.

The Senate proceeded to consider the message of the President of the



United States, of the 8th instant, and the nominations contained therein, of Isaac Parker, and others, to office; and having in part agreed to the same,  
*Ordered*, That the further consideration thereof be postponed.

MONDAY, DECEMBER 9, 1799.

The Senate resumed the consideration of the message of the President of the United States, of the 4th instant, and the nomination contained therein, of Alfred Moore, to office.

On motion,

*Ordered*, That the further consideration thereof be postponed.

The Senate proceeded to the consideration of the treaty, made on behalf of the United States, with his Majesty, the king of Prussia.

On motion,

*Ordered*, That it be referred to Mr. Bingham, Mr. Dexter, Mr. Watson, Mr. Read, and Mr. Goodhue, to consider and report thereon to the Senate.

TUESDAY, DECEMBER 10, 1799.

The Senate resumed the consideration of the message of the President of the United States, of the 4th instant, and the nomination contained therein, of Alfred Moore, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the message of the President of the United States, of the 8th instant, and the nominations contained therein, of Isaac Parker, and others, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations respectively; except to that of Eugene Brennan, to whose appointment they do not advise and consent.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

THURSDAY, DECEMBER 12, 1799.

The following written messages were received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Obadiah Trimier, of South Carolina, to be a Commissioner of Valuations in the third division of that State, in the place of Robert Anderson, resigned: Julius Nicolls, Jun., of South Carolina, to be Inspector of Survey number three, in that State, in the place of Eugene Brennan, whose commission will expire at the end of the present session of the Senate.

JOHN ADAMS.

UNITED STATES, *December 11th*, 1799.

*Gentlemen of the Senate:*

I nominate Richard Law, Jun. of Connecticut, to be a Master Commandant in the Navy.

William McCleary, of Boston, to be a Second Lieutenant of Marines.  
JOHN ADAMS.

UNITED STATES, *December 12th*, 1799.

The messages were severally read.

*Ordered*, That they lie for consideration.

FRIDAY, DECEMBER 13, 1799.

The Senate proceeded to consider the message of the President of the United States, of the 12th instant, and the nominations contained therein, of Richard Law, Jun. and William McCleary, respectively, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment of Richard Law, Jun. agreeable to the nomination.

*Ordered*, That the consideration of the nomination of William McCleary be postponed.

The Senate proceeded to consider the message of the President of the United States, of the 12th instant, and the nominations contained therein, of Obadiah Trimier, and Lucius Nicolls, respectively, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointments, agreeable to the nominations respectively.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

In conformity with your recommendation, expressed in your resolution of March 6th, 1798, I have entered into a friendly negotiation with the Bey and Government of Tunis, on the subject of the 14th article of the treaty of peace and friendship between the United States and that power. The result of that negotiation I now lay before the Senate for their consideration.

JOHN ADAMS.

UNITED STATES, *December 13th*, 1799.

The message was read.

*Ordered*, That the message and treaty lie for consideration.

MONDAY, DECEMBER 16, 1799.

The Senate resumed the consideration of the message of the President of the United States, of the 12th instant, and the nomination contained therein, of William McCleary, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the treaty made on behalf of the United States, with the Bey and Government of Tunis.

*Ordered*, That it be referred to the Committee, appointed the 9th instant, on the treaty made with the king of Prussia, to consider and report thereon to the Senate.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Daniel Hall, of Charleston, South Carolina, to be a Commissioner of Valuations, in the first division of that State, in the place of John Huger, Esq. resigned.

JOHN ADAMS.

UNITED STATES, *December 16th*, 1799.

The message was read.

*Ordered*, That it lie for consideration.

TUESDAY, DECEMBER 17, 1799.

The Senate proceeded to consider the message of the President of the United States, of the 16th, and the nomination contained therein, of Daniel Hall, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

MONDAY, DECEMBER 23, 1799.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Ambrose Gordon, of Georgia, to be Marshal of the district of Georgia, in the place of Oliver Bowen, to be superseded.

John Lamson, of Massachusetts, to be Consul of the United States, at Trieste.

JOHN ADAMS.

UNITED STATES, *December 19th*, 1799.

The message was read.

*Ordered*, That it lie for consideration.

TUESDAY, DECEMBER 24, 1799.

Mr. Bingham reported from the Committee, to whom was referred the treaty made on behalf of the United States with the Bey and Government of Tunis; and the report was read.

On the question to agree to the report,

|                                       |                   |                   |
|---------------------------------------|-------------------|-------------------|
| It was determined in the affirmative, | } Yeas, . . . . . | 21,               |
|                                       |                   | Nay, . . . . . 1. |

The yeas and nays being called, those who voted in the affirmative, are—Messrs. Baldwin, Bingham, Bloodworth, Brown, Chipman, Dexter, Foster, Goodhue, Greene, Langdon, Latimer, Laurance, Livermore, Marshall, Paine, Read, Ross, Schureman, Tracy, Watson, and Wells.

Mr. Cocke voted in the negative.

So it was

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the eleventh, twelfth,

and fourteenth articles of the treaty of peace and friendship, between the United States of America and the Bey and Government of Tunis, according to the substance and form of the said articles, as they now appear in the treaty; they having been the subject matter of a new negotiation in the month of March, 1799, when the contracting parties agreed to their present modification, through their agents duly empowered for such purpose.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the President of the United States, of the 19th instant, and the nominations contained therein, of Ambrose Gordon, and John Lamson, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations respectively.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

#### FRIDAY, DECEMBER 27, 1799.

The following written messages were received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Copeland Parker, Esq. of Virginia, to be Surveyor and Inspector of the Revenue for the port of Norfolk, in that State, in the place of Daniel Bedinger, resigned.

JOHN ADAMS.

UNITED STATES, *December 20th*, 1799.

*Gentlemen of the Senate:*

I nominate James Powell, of Georgia, to be Collector of the district of Savannah, in the place of John Habersham, deceased.

JOHN ADAMS.

UNITED STATES, *December 27th*, 1799.

The messages were read.

*Ordered*, That they lie for consideration.

#### MONDAY, DECEMBER 30, 1799.

The Senate proceeded to consider the message of the President of the United States, of the 27th instant, and the nomination contained therein, of James Powell, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The following written message was received from the President of the United States, by T. B. Adams, Esq. in the absence of his Secretary:

*Gentlemen of the Senate:*

I nominate Charles Willing Byrd, Esq. of Virginia, to be Secretary of the Territory north-west of the river Ohio, in the place of William Henry Harrison, who has resigned.

JOHN ADAMS.

UNITED STATES, *December 30th*, 1799.

The message was read.

*Ordered*, That it lie for consideration.

TUESDAY, DECEMBER 31, 1799.

The following written message was received from the President of the United States, by T. B. Adams, Esq. in the absence of his Secretary:

*Gentlemen of the Senate*:

I nominate Timothy Pickering, Secretary of State, Oliver Wolcott, Secretary of the Treasury, and Samuel Sitgreaves, Esq. of Pennsylvania, to be Commissioners, to adjust and determine, with Commissioners appointed under the legislative authority of the State of Georgia, all interfering claims of the United States and that State, to territory situate west of the river Chatahouchee, north of the thirty-first degree of North latitude, and south of the cession made to the United States by South Carolina; and also to receive any proposals for the relinquishment or cession of the whole, or any part, of the other territory claimed by the State of Georgia, and out of the ordinary jurisdiction thereof, according to the law of the United States of the seventh of April, 1798.

JOHN ADAMS.

UNITED STATES, *December 31, 1799.*

The message was read.

*Ordered*, That it lie for consideration.

The Senate proceeded to the consideration of the message of the President of the United States, of the 30th instant, and the nomination contained therein, of Charles Willing Byrd, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

WEDNESDAY, JANUARY 1, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 31st ultimo, nominating Timothy Pickering, and others, to office.

*Resolved*, That they do advise and consent to the appointments, agreeable to the nominations respectively.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the President of the United States, of the 20th of December last, nominating Copeland Parker, to office.

*Resolved*, That they do advise and consent to the appointment, agreeable to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The following written message was received from the President of the United States, by T. B. Adams, Esq.

*Gentlemen of the Senate:*

I nominate William Kirkpatrick, of Malaga, in Spain, to be Consul of the United States at that port, in the place of Michael Murphy, Esq. deceased.

Augustine Madan, Esq. of La Guira, to be Consul of the United States, for the port of La Guira, and the province of Caraccas, in Spanish America.

Lewis Meagher O'Brien, to be Consul of the United States, at St. Andero, in Spain.

JOHN ADAMS.

UNITED STATES, *January 1st*, 1800.

The message was read.

*Ordered*, That it lie for consideration.

THURSDAY, JANUARY 2, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 1st instant, nominating William Kirkpatrick and others, to office; and, after debate,

It was agreed that the further consideration thereof be postponed.

FRIDAY, JANUARY 3, 1800.

The following written message was received from the President of the United States, by T. B. Adams, Esq.

*Gentlemen of the Senate:*

I nominate John Cassin, of Pennsylvania, to be a Lieutenant in the Navy.

John W. Whiddie, of Virginia, to be a Lieutenant in the Navy.

Richard H. Lee Lawson, of Virginia, to be a Lieutenant in the Navy.

Benjamin Champneys, of New Jersey, to be a Surgeon in the Navy.

Samuel R. Marshall, of Pennsylvania, to be a Surgeon in the Navy.

Charles Harris, of Maryland, to be a Surgeon's Mate in the Navy.

Jonathan Cowdery, of New York, to be a Surgeon's Mate in the Navy.

Samuel Baldwin, of New York, to be a Second Lieutenant of Marines.

JOHN ADAMS.

UNITED STATES, *January 3d*, 1800.

The message was read.

*Ordered*, That it lie for consideration.

MONDAY, JANUARY 6, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 4th instant, and the nominations contained therein, of John Cassin, and others, to office; and, after progress,

*Ordered*, That the further consideration thereof be postponed.

The following written message was received from the President of the United States, by T. B. Adams, Esq.

*Gentlemen of the Senate:*

I nominate Randolph M'Gillis, of Georgia, to be Collector of the district, and Inspector of the port of St. Mary's, in that State, in the place of William Moubray, resigned.

Mathew Ernest, of Detroit, to be Collector of the district, and Inspector of the Revenue for the port of Detroit.

John F. Carmichael, to be Collector of the district of Mississippi, and Inspector of the Revenue for the port of Loftus's Heights, in that district.  
JOHN ADAMS.

UNITED STATES, *January 4th*, 1800.

The message was read.

*Ordered*, That it lie for consideration.

TUESDAY, JANUARY 7, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 4th instant, and the nominations contained therein, of Randolph M'Gillis, and others, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations respectively.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

WEDNESDAY, JANUARY 8, 1800.

The Senate resumed the consideration of the message of the President of the United States, of the 1st instant, nominating William Kirkpatrick, and others, to office; and,

On the the question to advise and consent to, the nomination of William Kirkpatrick, as nominated,

It was determined in the affirmative, { Yeas, . . . . . 16,  
Nays, . . . . . 10.

The yeas and nays being required by one-fifth of the Senators present, Those who voted in the affirmative, are—Messrs. Chipman, Dayton, Dexter, Foster, Goodhue, Greene, Gunn, Hillhouse, Howard, Latimer, Lloyd, Paine, Read, Ross, Tracy, and Wells.

Those who voted in the negative, are—Messrs. Baldwin, Bloodworth, Cocke, Franklin, Langdon, Laurance, Livermore, Marshall, Mason, and Nicholas.

And the other nominations being agreed to,

*Resolved*, That the Senate do advise and consent to the appointments, agreeably to the nominations contained in the message, respectively.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The following written messages were received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Thomas Turner, of Maryland, to be Accountant of the Navy, in the place of William Winder, who has resigned.

JOHN ADAMS.

UNITED STATES, *January 8th*, 1800.

*Gentlemen of the Senate:*

I nominate the following gentlemen to be officers in the Navy:

George Little, of Massachusetts, to be a Captain in the Navy.

John Rodgers, of Maryland, to be a Captain in the Navy.

Edward Preble, of Massachusetts, to be a Captain in the Navy.

John Mulloyny, of Pennsylvania, to be a Captain in the Navy.



James Barron, of Virginia, to be a Captain in the Navy.

Thomas Baker, of Pennsylvania, to be a Captain in the Navy.

Henry Geddes, of Delaware, to be a Captain in the Navy.

Thomas Robinson, of New York, to be a Captain in the Navy.

The following gentlemen to be confirmed Masters Commandants in the Navy:

William Bainbridge, of New York.

Cyrus Talbot of Massachusetts.

David Jewett, of Connecticut.

Hugh George Campbell, of Georgia.

Timothy Newman, of Massachusetts.

William Cowper, of Virginia.

Charles Russell, of Massachusetts.

The following gentlemen to be Lieutenants in the Navy:

Jeremiah Barton, of Virginia.

David Phipps, of Rhode Island.

Isaac Chauncey, of New York.

Benjamin Hillar, of Massachusetts.

Samuel Heyward, of South Carolina.

John Davidson, of Massachusetts.

Robert Haswell, do

John Rush, of Pennsylvania.

George Blair, of North Carolina.

Samuel Parker, of Massachusetts.

Andrew M'Combe, of Connecticut.

William Wildes, of Massachusetts.

John May, of Connecticut.

Nathaniel Clift, of Massachusetts.

Cornelius O'Driscoll, of S. Carolina.

Edward Meade, of Pennsylvania.

Freborn Banning, of Maryland.

Richard Somers, of New Jersey.

Stephen Decatur, Jr. of Pennsylvania.

Mark Fernald, of New Hampshire.

Joseph Saunders, of Massachusetts.

William Peterkin, of Maryland.

John H. Jones, of Pennsylvania.

John Carson, of Pennsylvania.

Joseph Ingraham, of Massachusetts.

Isaac Collins, do

George Cox, of Maryland.

Henry J. Knox, of Massachusetts.

Edward Boss, do

James Pyott Watson, of New York.

Robert Wells, of Maryland.

Samuel Brooks, do

John H. Dent, do

Thomas Robinson, Jr. of Penn.

Miles King, of Virginia.

John Latimer, of Pennsylvania.

John Cowper, of Virginia.

William Maley, of Massachusetts.

Abraham Ludlow, of New York.

William C. Jenks, of Maryland.

Asa Sapham, of Massachusetts.

David Porter, of Maryland.

Benj. F. Knapp, of Rhode Island.

Robert Harrison, of Maryland.

William Penrose, of Pennsylvania.

Charles Jewett, of Connecticut.

Edward Griswold, of Connecticut.

Samuel M'Cutcheon, of Penn.

Robert Mercer, do

Joseph E. Collins, of W. Territory,

Richard Clark, do do

James Murdock, of Pennsylvania.

Thomas Davis, do

Samuel Evans, do

John Love, do.

Nathaniel Bosworth, of Mass.

George Gardiner Lee, do

The following gentlemen to be Surgeons in the Navy:

Peter St. Medard, of Massachusetts.

James Wells, of Connecticut.

Anderson Warfield, of Maryland.

Benjamin Vintott, of Massachusetts.

William Graham, of Maryland.

Asa Sargent, of Massachusetts.

Edward Cutbush, of Pennsylvania.

Isaac Henry, of Maryland.

John Bullus, of Pennsylvania.

George Davis, of New York.

Henry Wells, of Maryland.

Hanson Catlett, do

Amos Windship, of Massachusetts.

Thomas J. Winder, of Maryland.

Richard C. Shannon, of N. H.

John Park, of Massachusetts.

Thomas Triplett, of Virginia.

John R. Nicholson, of Maryland.

Robert Harris, do.

Daniel Hughes, of Pennsylvania.

The following gentlemen to be Surgeon's Mates in the Navy:

|                                    |                                  |
|------------------------------------|----------------------------------|
| Nathan Tisdale, of Connecticut.    | Edward Field, of                 |
| William Frost, of New Hampshire.   | James M'Alpine, of Georgia.      |
| William Parsons, of Massachusetts. | Morris W. Polk, of Maryland.     |
| Samuel Anderson, of Pennsylvania.  | James Dodge, of New York.        |
| John Murdaugh, of Virginia.        | Oliver Dunbar, of Massachusetts. |
| Tobias Watkins, of Maryland.       | James Boyd, Jr. of Pennsylvania. |
| Jonas Fay, of Massachusetts.       | John C. Strong, of Connecticut.  |
| Thomas L. Dart, of South Carolina. | John A. Casey, of Maryland.      |
|                                    | JOHN ADAMS.                      |

UNITED STATES, *January 8th*, 1800.

The messages were severally read.

*Ordered*, That they severally lie for consideration.

THURSDAY, JANUARY 9, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 8th instant, nominating Thomas Turner, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the President of the United States, of the 8th instant, and the nominations contained therein, of George Little, and others, to appointments in the Navy; and, after progress,

*Ordered*, That the further consideration thereof be postponed.

FRIDAY, JANUARY 10, 1800.

The Senate resumed the consideration of the message of the President of the United States, of the 8th instant, and the nominations contained therein, of George Little, and others, to Naval appointments; and, after progress,

*Ordered*, That the further consideration thereof be postponed.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senaté*:

I nominate Alexander Carmalt, of North Carolina, to be Surveyor and Inspector of the port of Swansborough, in the place of John McCollough, Esq deceased.

JOHN ADAMS.

UNITED STATES, *January 9th*, 1800.

The message was read.

*Ordered*, That it lie for consideration.

MONDAY, JANUARY 13, 1800.

The Senate resumed the consideration of the message of the President of the United States, of the 8th instant, and the nomination, contained therein, of George Little, and others, to Naval appointments; and, after progress,

*Ordered*, That the further consideration thereof be postponed.

TUESDAY, JANUARY 14, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 9th instant, and the nomination contained therein, of Alexander Carmalt, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate*:

I nominate Francis Hawks, of North Carolina, to be Collector for the district of Newbern, and Inspector of the Revenue for that port, in the place of John Davis, resigned.

JOHN ADAMS.

UNITED STATES, *January 14th*, 1800.

The message was read.

*Ordered*, That it lie for consideration.

The Senate resumed the consideration of the message of the President of the United States, of the 3d instant, and the nominations contained therein, of John Cassin, and others, to Naval appointments; and, after progress,

*Ordered*, That the further consideration thereof be postponed.

The Senate resumed the consideration of the message of the President of the United States, of the 8th instant, and the nominations contained therein, of George Little, and others, to Naval appointments; and, after progress,

*Ordered*, That the further consideration thereof be postponed.

WEDNESDAY, JANUARY 15, 1800.

The Senate resumed the consideration of the message of the President of the United States, of the 8th instant, and the nominations contained therein, of George Little, and others, to Naval appointments. Whereupon,

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations respectively; except to Henry Jackson Knox, and Asa Sapham, as Lieutenants in the Navy, to whose appointments they do not advise and consent.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

THURSDAY, JANUARY 16, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 14th instant, and the nomination contained therein, of Francis Hawk, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate resumed the consideration of the message of the President of the United States, of the 3d instant, and the nominations contained therein, of John Cassin, and others, to Naval appointments. Whereupon,

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations, except to Charles Harris, misnamed.

*Ordered*, That the Secretary lay these resolutions before the President of the United States.

TUESDAY, JANUARY 28, 1800.

Mr. Bingham, from the Committee to whom was referred the consideration of the treaty made on behalf of the United States with the king of Prussia, reported that the Senate do advise and consent to the ratification thereof.

TUESDAY, FEBRUARY 4, 1800.

The Senate proceeded to consider the report of the Committee on the treaty made on behalf of the United States with the king of Prussia; and, after progress,

*Ordered*, That the further consideration thereof be postponed until Monday next.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate John Augustine Spotswood, of Virginia, to be a Master Commandant in the Navy.

Jonathan Titcomb, Jun. of Massachusetts, for a Lieutenant in the Navy.

Thomas N. Gautier, of North Carolina, for a Lieutenant in the Navy.

Godfrey Wood, of Rhode Island, to be a Lieutenant in the Navy.

William Wells, of New York, to be a Lieutenant in the Navy.

Benjamin Harris, of Maryland, to be a Surgeon's Mate in the Navy.

JOHN ADAMS.

UNITED STATES, *February 4th*, 1800.

The message was read.

*Ordered*, That it lie for consideration.

WEDNESDAY, FEBRUARY 5, 1800.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Simeon Theus, Esq. to be a Commissioner of Valuations for the first division of South Carolina, in the place of Daniel Hall, who has declined. Mr. Theus is of South Carolina.

JOHN ADAMS.

UNITED STATES, *February 5th*, 1800.

THURSDAY, FEBRUARY 6, 1800.

The message yesterday received from the President of the United States, was read; and

*Ordered*, That it lie for consideration.

The Senate proceeded to consider the message of the President of the United States, of the 4th instant, and the nominations contained therein, of John Augustine Spotswood, and others, to office; and, after progress,

*Ordered*, That the further consideration thereof be postponed.

## FRIDAY, FEBRUARY 7, 1800.

The Senate resumed the consideration of the message of the President of the United States, of the 4th instant, and the nominations contained therein, of John Augustine Spotswood, and others, to office; and, after progress,

*Ordered*, That the further consideration thereof be postponed.

The Senate proceeded to consider the message of the President of the United States, of the 5th instant, and the nomination contained therein, of Simeon Theus, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

## MONDAY, FEBRUARY 10, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 4th instant, and the nominations contained therein, of John Augustine Spotswood, and others, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations respectively.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the report of the Committee to whom was referred the treaty made on behalf of the United States with the king of Prussia; and, after debate,

*Ordered*, That the further consideration thereof be postponed until to-morrow.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Charles Lee, Esq. Attorney General, to be a Commissioner to adjust interfering claims with the State of Georgia, in the place of Samuel Sitgreaves, Esq. who cannot attend to that service.

JOHN ADAMS.

*February 10th, 1800.*

The message was read.

*Ordered*, That it lie for consideration.

A motion was made, that it be

*Resolved*, That the President of the United States be requested to lay before the Senate the instructions given to our Minister at the Court of Berlin, respecting the negotiation of the late treaty with Prussia.

And, after debate,

The Senate adjourned.

## WEDNESDAY, FEBRUARY 12, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 10th instant, and the nomination contained therein, of Charles Lee, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

|                               |   |       |           |     |
|-------------------------------|---|-------|-----------|-----|
| It passed in the affirmative, | { | Yeas, | . . . . . | 25, |
|                               |   | Nays, | . . . . . | 7.  |

Those who voted in the negative, are—Messrs. Dayton, Foster, Goodhue, Hillhouse, Howard, Laurance, and Lloyd.

*Resolved*, That the President of the United States be requested to lay before the Senate, the instructions given to our Minister at the Court of Berlin, with the correspondence respecting the negotiation of the late treaty with Prussia.

FRIDAY, FEBRUARY 14, 1800.

*Gentlemen of the Senate:*

JOHN ADAMS.

The message was read.

*Ordered,* 'That it lie for consideration.

MONDAY, FEBRUARY 17, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 12th instant, and the nomination contained therein, of Stephen Clough, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate **Thomas Blow**, of Virginia, to be Surveyor and Inspector of the Revenue for the port of Smithfield, in that State, in the place of Copeland Parker, appointed to those offices for the port of Norfolk.

JOHN ADAMS.

UNITED STATES, *February 15th*, 1800.

The message was read.

*Ordered,* That it lie for consideration.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I now lay before you the instructions given to our Minister at the Court of Berlin, with the correspondence respecting the negotiation of the treaty with Prussia, according to your request of the 12th of this month.

JOHN ADAMS.

UNITED STATES, *February 17th*, 1800.

The message and papers accompanying it were read.

TUESDAY, FEBRUARY 18, 1800.

The Senate resumed the consideration of the report of the Committee on the treaty made on behalf of the United States with the king of Prussia;

And, on the question to adopt the same,

It was determined in the affirmative, { Yeas, . . . . . 26,  
Nays, . . . . . 6.

The yeas and nays being called,

Those who voted in the affirmative, are—Messrs. Anderson, Bingham, Bloodworth, Chipman, Cocke, Dayton, Dexter, Foster, Franklin, Goodhue, Greene, Gunn, Hillhouse, Howard, Latimer, Laurance, Livermore, Llôyd, Marshall, Paine, Read, Ross, Schureman, Tracy, Watson, and Wells.

Those who voted in the negative, are—Messrs. Baldwin, Brown, Langdon, Mason, Nicholas, and Pinckney.

So it was

*Resolved*, (two-thirds of the Senate concurring therein,) That the Senate do consent to, and advise the President of the United States, to ratify the treaty of amity and commerce between his Majesty, the king of Prussia, and the United States of America, concluded at Berlin, the eleventh day of July, one thousand seven hundred and ninety-nine.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the President of the United States, of the 15th instant, and the nomination contained therein, of Thomas Blow, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

WEDNESDAY, FEBRUARY 19, 1800.

On motion,

*Ordered*, That the instructions given to, and the correspondence of the Minister of the United States at the Court of Prussia, transmitted by the President of the United States, on the 17th instant, be returned to the President of the United States.

MONDAY, MARCH 3, 1800.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:



*Gentlemen of the Senate:*

I nominate Andrew Bell, of New Jersey, to be Collector of the district, and Inspector of the Revenue for the port of Perth Amboy, in that State, in the place of John Halstead, removed.

JOHN ADAMS.

UNITED STATES, *March 3d*, 1800.

TUESDAY, MARCH 4, 1800.

The message yesterday received from the President of the United States, was read.

*Ordered*, That it lie for consideration.

FRIDAY, MARCH 7, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 3d instant, and the nomination contained therein, of Andrew Bell, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

MONDAY, MARCH 17, 1800.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Edward Wyer, of Massachusetts, to be a Lieutenant in the Navy.

JOHN ADAMS.

UNITED STATES, *March 15th*, 1800.

The message was read.

*Ordered*, That it lie for consideration.

TUESDAY, MARCH 18, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 15th instant, and the nomination contained therein, of Edward Wyer, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

FRIDAY, MARCH 28, 1800.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Robert Starke, of Virginia, to be a Surgeon's Mate in the Navy.

Sterling Archer, of Virginia, to be a Surgeon's Mate in the Navy.

Thomas G. Price, of Virginia, to be a Surgeon's Mate in the Navy.

JOHN ADAMS.

March 28th, 1800.

MONDAY, MARCH 31, 1800.

The message yesterday received from the President of the United States, was read.

*Ordered*, That it lie for consideration.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate John Brooks, of Massachusetts, to be a Major General in the Army, in the place of Henry Knox, who has declined his appointment.

JOHN ADAMS.

UNITED STATES, March 31st, 1800.

The message was read.

*Ordered*, That it lie for consideration.

TUESDAY, APRIL 1, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 28th ult. and the nominations contained therein, of Robert Starke, and others, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations respectively.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate the following list of officers in the Army of the United States:

*Cavalry.*

Archibald Lee, Virginia, second Lieutenant, vice Grimes, deceased.

*First Regiment of Artillerists and Engineers.*

Thomas Pinckney, Jun. South Carolina, Lieutenant, vice Wilson, resigned,

*Second Regiment of Artillerists and Engineers.*

William Hosack, New-York, Lieutenant, vice Heaton, deceased.

*First Regiment of Infantry.*

Samuel Clinton, Pennsylvania, Second Lieutenant, vice Lawrence, deceased.

*Third Regiment of Infantry.*

Stephen S. Gibbs, Pennsylvania, Second Lieutenant, vice Taylor, declined,

*Fourth Regiment of Infantry.*

John S. Porter, Pennsylvania, Second Lieutenant, vice Dickinson, deceased.

Samuel Davis, ditto Surgeon's Mate.

*Fifth Regiment of Infantry.*

John Smith, South Carolina, Lieutenant Colonel Commandant.

James Armstrong, Georgia, Major.

Henry M. Rutledge, South Carolina, Major.

John Kershaw, ditto Captain.

James Hartley, ditto ditto

Paul Thompson, ditto ditto

Benjamin Easley, Georgia, Captain.

Benjamin F. Trapier, South Carolina, ditto

Noah Kelsey, Georgia, ditto

Zachariah Nettles, South Carolina, ditto

John Mitchell, ditto ditto

John Brown, ditto First Lieutenant.

Charles Boyle, ditto ditto

William Taylor, Jun. ditto ditto

Josias Heyward, ditto ditto

Peter Williamson, Georgia, ditto

Stanmore Butler, South Carolina, ditto

George Clayton, Georgia, ditto

William W. Trapier, South Carolina, ditto

Thomas Osborne, Jun. ditto Second Lieutenant.

Charles Codnor Ash, ditto ditto

Johnson Wellborn, Georgia, ditto

William Darkey, ditto ditto

Francis Rogers, South Carolina, ditto

Charles Jones Jenkins, ditto ditto

*Sixth Regiment of Infantry.*

James Read, North Carolina, Lieutenant Colonel Commandant.

Alexander Duncan Moore, ditto Major.

William Brickell, ditto ditto

James Taylor, ditto Captain.

William Dickson, ditto ditto

Eli Gaither, ditto ditto

Edmund Smithwick, ditto ditto

William Hall, ditto ditto

John Williams, ditto ditto

John Nicholas, ditto ditto

Samuel G. Barron, ditto ditto

Maurice Moore, ditto ditto

James Mackey, ditto First Lieutenant.

McKenney Long, ditto ditto

Benjamin Smith, ditto ditto

Carleton Walker, ditto ditto

Edward Jones, ditto ditto

David T. W. Cook, ditto Second Lieutenant.

Marcus Sharp, ditto ditto

James Morris, North Carolina, Second Lieutenant.

John Wilkinson, ditto ditto

John Carroway, ditto ditto

Abner Pasteur, ditto ditto

Benjamin Forsyth, ditto ditto

Hugh Montgomery, North Carolina, Second Lieutenant.  
 Alexander Hunter, do do  
 Roger Cutler, do Surgeon.

*Seventh Regiment of Infantry.*

William K. Blue, Virginia, Captain, vice Turner, declined.  
 2d Lieut. John Heiskell, do 1st Lieut. vice Carrington, declined.  
 Jesse Dold, do do vice Morgan, Paymaster.  
 Horatio Starke, do do vice Heiskell, Adjutant.  
 Marquis Combs, do do vice Starke, Quarter Master.  
 George Armistead, do do vice Godwin, resigned.  
 William Saunders, do 2d Lieut. vice Heiskell, promoted.  
 Bartlett Anderson, do do vice Dold, promoted.  
 Francis W. Cook, do do vice Starke, promoted.  
 Philip Roots, do do vice Combs, promoted.  
 John F. Powell, do do vice Deane, declined.  
 Jacob Call, do do vice Armistead, promoted.  
 Francis H. Peyton, do Surgeon.  
 Thaddeus Capron, do Surgeon's Mate.  
 James W. Wallace, do do

*Eighth Regiment of Infantry.*

Lawrence Butler, Virginia, Major, vice Morgan, declined.  
 2d Lieut. James Tutt, do 1st Lieut. vice Bent, Paymaster.  
 Simon Owens, do do vice Tate, Adjutant.  
 John Meredith, do 2d Lieut. vice Settle, declined.  
 John Stephens, do do vice Wills, declined.  
 Robert Bell, do do vice Tutt, promoted.  
 Uriah Blue, do do vice Owens, promoted.  
 Richard Taylor, do do vice Williams, declined.  
 Robert Little, do do vice Humphries, Qr. Mr.  
 Edward Conrad, do Surgeon.  
 Samuel M. Griffith, do Surgeon's Mate.

*Ninth Regiment of Infantry.*

Richard Earle, Maryland, Captain, vice Nicholson, declined.  
 John Thompson, do 1st Lieut. vice Howard, declined.  
 Robert Gover, do do vice Pinckney, Paymaster.  
 George Peter, do 2d Lieut. vice Hughes, Adjutant.  
 Joseph Bentley, do do vice Ford, declined.  
 Benjamin Nowland, do do vice Cooper, Qr. Master.  
 Robert Geddes, do Surgeon.  
 Dardan Brown, do Surgeon's Mate.  
 Charles A. Beatty, do do

*Tenth Regiment of Infantry.*

Robert Westcott, Pennsylvania, Captain, vice Atlee, declined.  
 Alexander McNair, do 1st Lieut. vice Nelson, declined.  
 David Irwing, do do vice Westcott, declined.  
 Paul Weitzell, do do vice Sharp, Paymaster.  
 David Offley, do do vice Irwing, Adjutant.  
 Samuel R. Franklin, do do vice Offley, Qr. Master.  
 2d Lieut. William Morrow, do do vice Franklin, Paymaster.

|                      |               |                                  |
|----------------------|---------------|----------------------------------|
| John Hay,            | Pennsylvania, | 2d Lieut. vice Porter, declined. |
| Robert George Barde, | do            | do vice Witner, declined.        |
| Joseph Knox,         | do            | do vice Morrow, promoted.        |
| William Hurst,       | do            | Surgeon.                         |
| George Wilson,       | do            | Surgeon's Mate.                  |
| James Irwine,        | do            | do.                              |

*Eleventh Regiment of Infantry.*

|                           |               |                                   |
|---------------------------|---------------|-----------------------------------|
| 1st Lieut. Samuel Erwin,  | Pennsylvania, | Captain, vice Hunt, resigned.     |
| John Caldwell,            | Delaware,     | 1st Lieut. vice Ogden, Qr. Mr.    |
| Charles B. Green,         | New Jersey,   | do vice M'Whorter, Paymaster.     |
| William J. Anderson,      | do            | do vice Potter, Adjutant.         |
| 2d Lieut. Thomas Bullman, | do            | do vice Reading, resigned.        |
| Henry Drake,              | do            | do vice Erwin, promoted.          |
| Thomas Y. How,            | do            | 2d Lieut. vice Bullman, promoted. |
| Joseph Vancleve,          | do            | do vice Read, resigned.           |
| Laurence Mulford,         | do            | do vice Drake, promoted.          |
| John Chetwood,            | do            | Surgeon.                          |
| John Howell,              | do            | Surgeon's Mate.                   |
| John C. Wynans,           | do            | do.                               |

*Twelfth Regiment of Infantry.*

|                          |           |                                     |
|--------------------------|-----------|-------------------------------------|
| Captain Dowe J. Fondy,   | New York, | Major, vice Hutton, declined.       |
| 2d Lieut. William Cocks, | do        | 1st Lieut. vice Paulding, declined. |
| William Cumming,         | do        | do vice Smith, Paymaster.           |
| Joseph C. Cooper,        | do        | do vice Jones, declined.            |
| Thomas H. Williams,      | do        | do vice Cocks, Adjutant.            |
| Israel Loring,           | do        | 2d Lieut. vice Cocks, promoted.     |
| Joseph Herkeimer,        | do        | do vice Harrison, declined.         |
| Jacob Mancius,           | do        | do vice Cumming, promoted.          |
| Nathaniel Smith,         | do        | do vice Cooper, promoted.           |
| Cornelius Kip,           | do        | do vice Hoffman, promoted.          |
| Tobias V. Cuyler,        | do        | do vice Williams, promoted.         |
| Walter B. Vrooman,       | do        | do vice Brown, deceased.            |
| John H. Douglas,         | do        | Surgeon's Mate.                     |
| Samuel Davis,            | do        | do.                                 |

*Thirteenth Regiment of Infantry.*

|                    |              |                                    |
|--------------------|--------------|------------------------------------|
| Nathaniel Ruggles, | Connecticut, | 1st Lieut. vice Mosely, Paymaster. |
| John Beers,        | do           | do vice Clark, Adjutant.           |
| Nathaniel Noyes,   | do           | 2d Lieut. vice Wells, declined.    |
| Fanning Tracey,    | do           | do vice Learned, declined.         |
| Joseph Trowbridge, | do           | Surgeon.                           |
| Timothy Pierce,    | do           | Surgeon's Mate.                    |
| John Orton, Jun.   | do           | do.                                |

*Fourteenth Regiment of Infantry.*

|                  |                |                                  |
|------------------|----------------|----------------------------------|
| Samuel Mackay,   | Massachusetts, | Captain, vice Pierce, declined.  |
| John Hastings,   | do             | do vice Lithgow, declined.       |
| Henry Sargent,   | do             | 1st Lieut. vice Beale, declined. |
| Francis Barker,  | do             | do vice Soley, declined.         |
| William Gardner, | do             | do vice Ashman, declined.        |
| Rufus Child,     | do             | do vice Duncan, Paymaster.       |

Peyton Gay, Massachusetts, 2d. Lieut. vice Bates, declined.  
 Thomas Hale, do do vice Ingraham, resigned.  
 Charles Blake, do Surgeon.

*Fifteenth Regiment of Infantry.*

Eli Forbes, Massachusetts, Captain, vice Philips, declined.  
 Thomas Stevens do 1st Lieut. vice Swan, Paymaster.  
 Augustus Hunt, do do vice Cutler, Qr. Master.  
 Nathan Parks, do 2d Lieut. vice Hall, declined.  
 Oliver Mann, do Surgeon.  
 Jonathan White, do Surgeon's Mate.  
 Ebenezer Lawrence, do do.

*Sixteenth Regiment of Infantry.*

Rufus Graves, New Hampshire, Lieut. Colonel Commandant.  
 Cornelius Lynde, Vermont, Major.  
 Israel W. Kelley, New Hampshire, 1st Lieut. vice Gardner, declined.  
 Thaddeus Kendall, do do vice Hutchins, declined.  
 Marmaduke Wait, Vermont, do vice Whitney, declined.  
 Benjamin F. Starke, New Hampshire, 2d Lieut. vice Green, declined.  
 JOHN ADAMS.

*April 1, 1800.*

The message was read.

*Ordered,* That it lie for consideration.

The Senate proceeded to consider the message of the President of the United States, of the 31st ultimo, and the nomination contained therein, of John Brooks, to office: and, after debate,

*Ordered,* That the further consideration thereof be postponed.

WEDNESDAY, APRIL 2, 1800.

The following written messages were received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate the following list of promotions and appointments in the Army of the United States.

*Chaplains*

Israel Evans, Massachusetts.  
 Andrew Hunter, New Jersey,  
 William Hill, Virginia.

*First Regiment of Artillerists and Engineers.*

Lieutenant James Sterret, Captain, vice Demlar, deceased.  
 George Izard, ditto vice Pope, deceased.  
 Robert Rowan, ditto vice Massey, deceased.

*Second Regiment of Artillerists and Engineers.*

Captain Decius Wadsworth Major, vice Brooks, deceased.  
 Lieutenant Theodore Memminger, Captain, vice Wadsworth, promoted.  
 William A. Barron, of Massachusetts, Captain.

*First Regiment of Infantry.*

Captain Thomas Martin, Major, vice Cushing, Division Quarter Master.

1st Lieut. Ferdinand L. Claiborne, Captain, vice Kreemer, cashiered.

Elijah Strong, ditto vice Britt, deceased.

Nicholas Rosencrantz, ditto vice Martin, promoted.

2d Lieut. Philemon C. Blake, First Lieut vice Claiborne, promoted.

Moses Hook, ditto vice Semple, Adjutant.

Joseph H. Dwight, ditto vice Peyton, Paymaster.

Joshua S. Rogers, ditto vice Strong, promoted.

Andrew Van Wort, ditto vice Rosencrantz, promoted.

Peter Robinson, ditto vice Rogers, Qr. Master.

*Second Regiment of Infantry.*

1st Lieut. Nanning J. Vischer, Captain, vice Turner, Brigade Inspector.

2d Lieut. John Whipple, First Lieutenant, vice Butler, resigned.

John V. Glen, ditto vice Whipple, Qr. Master.

Zebulon M. Pike, ditto vice Richmond, Adjutant.

Nathan Heald, ditto vice Thompson, deceased.

William Laidlie, ditto vice Vischer, promoted.

John Wilson, ditto vice Allison, deceased.

James Dill, ditto vice Wilson, Paymaster.

*Third Regiment of Infantry.*

1st Lieut. Peter Marks, Captain, vice Guion, Brigade Inspector.

2d Lieut. Hugh M'Call, First Lieutenant, vice Davidson, deceased.

Samuel Lane, ditto vice Scott, resigned.

Patrick M'Carty, ditto vice Fero, resigned.

Matthew Arbuckle, ditto vice Strother, resigned.

John Horton, ditto vice Smith, appointed Adjutant.

John Saxon, ditto vice Boote, Aid to Gen. Wilkinson.

James Ryan, ditto vice Schuyler, Quarter Master.

Stephen S. Gibbs, ditto vice Marks, promoted.

*Fourth Regiment of Infantry.*

1st Lieut. Campbell Smith, Captain, vice Thompson, resigned.

2d Lieut. Gabriel Jones, First Lieutenant, vice Swaine, Quarter Master.

Samuel M'Guire, ditto vice Chandler, Paymaster.

Thomas Blackburn, ditto vice Salmon, Adjutant.

Daniel Newman, ditto vice Smith, promoted.

JOHN ADAMS.

*April 2d, 1800.*

*Gentlemen of the Senate:*

I nominate Richard Wall, Esq. of Georgia, to be Naval Officer for the port and district of Savannah, in the place of Lach. M'Intosh, Esq. resigned

JOHN ADAMS.

UNITED STATES, *April 2d, 1800.*

The messages were read.

*Ordered, That they lie for consideration.*



FRIDAY, APRIL 4, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 2d instant, and the nomination contained therein, of Richard Wall, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

TUESDAY, APRIL 8, 1800.

A motion was made, that the Secretary of War be requested to lay before the Senate, a return of all the officers who have been appointed under the act, entitled "An act to augment the army of the United States, and for other purposes," designating such officers who have accepted their appointments, and those who may have declined accepting, or resigned their commissions. And it was agreed that the motion lie on the table.

WEDNESDAY, APRIL 9, 1800.

The Senate took into consideration the motion made yesterday, for a return of certain military appointments, therein mentioned; and agreed to amend the motion, as follows:

*Resolved*, That the President of the United States be requested to direct the proper officer to lay before the Senate a return of all the officers who have been appointed under the act, entitled "An act to augment the army of the United States, and for other purposes," designating such officers who have accepted their appointments, and those who may have declined accepting, or resigned their commissions.

On the question to agree to the motion as amended,

It passed in the affirmative, { Yeas, . . . . . 15,  
  { Nays, . . . . . 12.

The yeas and nays being required by one-fifth of the Senators present, Those who voted in the affirmative, are—Messrs. Anderson, Baldwin, Bingham, Bloodworth, Brown, Cocke, Foster, Franklin, Gunn, Langdon, Livermore, Marshall, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are—Messrs. Chipman, Dexter, Goodhue, Greene, Hillhouse, Latimer, Laurance, Lloyd, Paine, Read, Ross, and Tracy.

SATURDAY, APRIL 12, 1800.

The following written messages were received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Joseph Horman, of Maryland, to be Consul of the United States at Rotterdam, in the place of John Beeldermaker, deceased.

JOHN ADAMS.

UNITED STATES, April 12th, 1800.

*Gentlemen of the Senate:*

I nominate Joseph Beale, of Massachusetts, to be a Lieutenant in the Navy.

George Washington Few, of Rhode-Island, to be a Lieutenant in the Navy.

Charles Webb, of Virginia, to be a Surgeon's Mate in the Navy.

JOHN ADAMS.

UNITED STATES, *April 10th*, 1800.

The messages were read.

*Ordered*, That they lie for consideration.

THURSDAY, APRIL 17, 1800.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate*:

In conformity with your request, I transmit you a return from the War Office, of those officers who have been appointed under the act, entitled "An act to augment the army of the United States, and for other purposes," designating such officers who have accepted their appointments, and those who have declined accepting, resigned their commissions, died, &c.

A report from the Secretary of War, which accompanied this return, as it contains observations which may throw some light upon the subject, I transmit with it.

JOHN ADAMS.

UNITED STATES, *April 17th*, 1800.

The message and papers therein referred to, were read.

*Ordered*, That they be printed for the use of the Senate.

The Senate proceeded to consider the message of the President of the United States, of the 12th instant, and the nomination contained therein, of Joseph Horman, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeable to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the President of the United States, of the 10th instant, and the nomination contained therein, of Joseph Beale, and others, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment of George Washington Few, and Charles Webb, agreeable to the nomination.

*Ordered*, That the consideration of the nomination of Joseph Beale be postponed.

SATURDAY, APRIL 19, 1800.

The Senate resumed the consideration of the message of the President of the United States, of the 10th instant, and the nomination contained therein, of Joseph Beale to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeable to the nomination.

*Ordered*, That the Secretary lay the resolutions on this message before the President of the United States.

TUESDAY, APRIL 22, 1800.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Samuel Saxon, of South Carolina, to be a Commissioner of Valuations in that State, in the place of William Anderson, deceased.

JOHN ADAMS.

UNITED STATES, *April 22d*, 1800.

The message was read.

*Ordered*, That it lie for consideration.

WEDNESDAY, APRIL 23, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 22d instant, and the nomination contained therein, of Samuel Saxon, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

THURSDAY, APRIL 24, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 2d instant, and the nominations contained therein, of Israel Evans, and others, to military appointments; and advised and consented to the appointments, agreeably thereto, except to those of the Chaplains.

*Ordered*, That the further consideration of the message be postponed.

MONDAY, APRIL 28, 1800.

The following written messages were received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Joshua Johnson, Esq. of the City of Washington, to be Superintendent of Stamps, according to the act of Congress to establish a General Stamp Office.

JOHN ADAMS.

*April 28th*, 1800.

*Gentlemen of the Senate:*

I nominate William Allen Deas, of South Carolina, to be a Commissioner of Valuations in that State, in the place of Simeon Theus, resigned.

JOHN ADAMS

UNITED STATES, *April 24th*, 1800.

*Gentlemen of the Senate:*

I nominate Henry Vandyke, of Delaware, to be a Lieutenant in the Navy.

JOHN ADAMS.

*April 28th*, 1800.

*Gentlemen of the Senate:*

I nominate William W. Burrows, now Major of the corps of Marines, to be a Lieutenant Colonel Commandant of the same corps.

JOHN ADAMS.

UNITED STATES, *April 28th*, 1800.

The messages were read.

*Ordered*, That they lie for consideration.

### THURSDAY, MAY 1, 1800.

The Senate proceeded to consider the messages of the President of the United States, of the 24th and 28th ultimo, and the nominations contained therein. Whereupon,

*Resolved*, That they do advise and consent to the appointment of Henry Vandyke, William Allen Deas, and William W. Burrows, agreeably to the nominations.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

*Ordered*, That the further consideration of the nomination of Joshua Johnson be postponed.

### FRIDAY, MAY 2, 1800.

The Senate resumed the consideration of the nomination of Joshua Johnson; and, after debate,

*Ordered*, That the further consideration thereof be postponed.

### MONDAY, MAY 5, 1800.

The Senate resumed the consideration of the nomination of Joshua Johnson; and, on the question to agree thereto,

It was determined in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas, . . . . . 13,} \\ \text{Nays, . . . . . 13.} \end{array} \right.$

The yeas and nays being required by one-fifth of the Senators present, Those who voted in the affirmative, are—Messrs. Bingham, Dayton, Foster, Greene, Gunn, Howard, Latimer, Laurance, Morris, Read, Ross, Schureman, and Tracy.

Those who voted in the negative, are—Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Langdon, Livermore, Marshall, Mason, Nicholas, Pinckney, and Wells.

The yeas and nays being equal, the Vice-President determined the question in the affirmative.

So it was

*Resolved*, That the Senate do advise and consent to the appointment, agreeably to the nomination,

*Ordered*, That the Secretary lay this resolution before the President of the United States.

### TUESDAY, MAY 6, 1800.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Jared Ingersol, Esq. of Pennsylvania, to be Attorney of the United States for the district of Pennsylvania, in the place of William Rawle, Esq. who has resigned.

JOHN ADAMS.

UNITED STATES, May 6th, 1800.

The message was read.

*Ordered*, That it lie for consideration.

The Senate resumed the consideration of the message of the President of the United States, of the 1st of April last, and the nominations contained therein, of Archibald Lee, and others, to military appointments; and, after progress,

*Ordered*, That the further consideration thereof be postponed.

WEDNESDAY, MAY 7, 1800.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate the Honorable John Marshall, Esq. of Virginia, to be Secretary of the Department of War, in the place of the Honorable James Mc Henry, Esq. who has requested that he may be permitted to resign, and that his resignation be accepted to take place on the first day of June next.

JOHN ADAMS.

UNITED STATES, *May 7th*, 1800.

The message was read.

*Ordered*, That it lie for consideration.

The Senate proceeded to consider the message of the President of the United States, of the 6th instant, and the nomination contained therein, of Jared Ingersol, to office. Whereupon,

*Resolved*. That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

THURSDAY, MAY 8, 1800.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Israel Wheelen, Esq. of Pennsylvania, to be Purveyor of Public Supplies for the United States, in the place of Tench Francis, Esq. deceased.

JOHN ADAMS.

UNITED STATES, *May 8th*, 1800.

FRIDAY, MAY 9, 1800.

The message, yesterday received, containing the nomination of Israel Wheelen, to office, was read.

*Ordered*, That it lie for consideration.

The following written messages were received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate Mattathias Rice, of Western Massachusetts, to be a Surgeon's Mate in the Navy.

JOHN ADAMS.

UNITED STATES, *May 9th*, 1800.

*Gentlemen of the Senate:*

I nominate John Cooper, of Georgia, to be Collector of the District of Brunswick, and Inspector of the Revenue for that port, in the place of John McIntosh, resigned.

Jonas Clarke, Esq., of Massachusetts, to be Collector of the District of Kennebunk.

JOHN ADAMS.

UNITED STATES, *May 9th*, 1800.

The messages were read.

*Ordered*, That they lie for consideration.

The Senate proceeded to the consideration of the message of the President of the United States, of the 7th instant, and the nomination contained therein, of John Marshall, to office.

*Ordered*, That the further consideration thereof be postponed.

MONDAY, MAY 12, 1800.

The following written messages were received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate the Honorable John Marshall, Esq., of Virginia, to be Secretary of State, in place of the Honorable Timothy Pickering, Esq. removed.

The Honorable Samuel Dexter, Esq. of Massachusetts, to be Secretary of the Department of War, in the place of the Honorable John Marshall, nominated for promotion to the Office of State.

JOHN ADAMS.

UNITED STATES, *May 12th*, 1800.

*Gentlemen of the Senate:*

I nominate William H. Harrison, of the North Western Territory, to be Governor of the Indiana Territory.

JOHN ADAMS.

UNITED STATES, *May 12th*, 1800.

*Gentlemen of the Senate:*

I nominate Israel Ludlow, of the North Western Territory, to be Register of the Land Office at Cincinnati.

James Findlay, of the said Territory, to be Receiver of Public Moneys for lands of the United States, at Cincinnati.

Thomas Worthington, of the Territory, to be Register of the Land Office at Chillicothe.

Samuel Findley, of the Territory, to be Receiver of Public Moneys for lands of the United States, at Chillicothe.

Peregrine Foster, of the Territory, to be Register of the Land Office at Marietta.

Elijah Backus, of the Territory, to be Receiver of Public Moneys for lands of the United States, at Marietta.

David Hoge, of Pennsylvania, to be Register of the Land Office at Steubenville.

Zaccheus Biggs, of Virginia, to be Receiver of Public Moneys for lands of the United States, at Steubenville.

JOHN ADAMS.

UNITED STATES, *May 12th*, 1800.

*Gentlemen of the Senate:*

I nominate Seth Lewis, Esq. of Tennessee, to be Chief Justice of the Mississippi Territory, in the place of William McGuire, Esq. resigned.

JOHN ADAMS.

UNITED STATES, *May 12th*, 1800.

The messages were read.

*Ordered*, That they lie for consideration.

The Senate proceeded to consider the message of the President of the United States, of the 9th instant, and the nominations contained therein, of John Cooper and Jonas Clark, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations respectively.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the President of the United States, of the 9th instant, and the nomination contained therein, of Mattathias Rice, of Western Massachusetts, to be a Surgeon's Mate in the Navy. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the President of the United States, of the 8th instant, and the nomination contained therein, of Israel Wheelen, to office. Whereupon, after debate,

*Ordered*, That the further consideration thereof be postponed.

The Senate resumed the consideration of the message of the President of the United States, of the 1st of April last, and the military nominations contained therein; and, after progress,

*Ordered*, That the further consideration thereof be postponed.

TUESDAY, MAY 13, 1800.

The Senate proceeded to consider the message of the President of the United States, of the 12th instant, and the nominations contained therein, of John Marshall and Samuel Dexter, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the President of the United States, of the 12th instant, and the nomination contained therein, of William H. Harrison, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the President of the United States, of the 12th instant, and the nominations contained therein, of Israel Ludlow, and others, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations, respectively.



*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the message of the President of the United States, of the 8th instant, and the nomination contained therein, of Israel Wheelen, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the President of the United States, of the 12th instant, and the nomination contained therein, of Seth Lewis, to office. Whereupon,

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

WEDNESDAY, MAY 14, 1800.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate:*

I nominate General John Gibson, of Pennsylvania, to be Secretary of the Indiana Territory.

JOHN ADAMS.

UNITED STATES, *May 14th*, 1800.

The message was read. Whereupon,

*Resolved*, That the Senate do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the messages of the President of the United States, of the 31st of March, and the 1st and 2d of April last, and the military nominations contained therein. Whereupon,

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations respectively; except to those of John Brooks, to be a Major General, and

Israel Evans, Andrew Hunter, and William Hill, to be Chaplains, postponed.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

Attest:

SAM: A. OTIS, *Secretary*.

END OF THE SEVENTEENTH SESSION.